

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3 **CIARA NEWTON,**

4 Plaintiff,

5 vs.

6 **EQUILON ENTERPRISES, LLC DBA SHELL OIL**

7 **PRODUCTS US,**

8 Defendant.
9

Case No.: 17-cv-3961-YGR

**ORDER TO SHOW CAUSE AND CONTINUING
HEARING FROM MAY 29, 2018 TO JUNE 8,
2018**

DKT No. 40, 43

10 The hearing on the Orders to Show Cause regarding sanctions: (1) for failure to comply with
11 representations made to this Court in prior statements (Dkt. No. 40) and (2) failure to comply with
12 the Court's Standing Order in Civil Cases ¶ 8(b) (Dkt. No. 42), currently set for May 29, 2018, is
13 **CONTINUED** to June 8, 2018, at 8:00 a.m.

14 The Court notes that defendant has submitted written responses verifying compliance with
15 the Court's order to produce supplemental discovery responses, documents, and a privilege log; and
16 verifying compliance with the first two scheduled depositions of Christine Layne and Jeff Fischer,
17 and payment of sanctions to the Court. However, defendant has failed to submit verification of its
18 compliance with this Court's May 15, 2018 Order that "[Defendants] *are ordered to pay sanctions to*
19 *plaintiff Ciara Newton no later than **May 22, 2018**, in the amount of \$685.77* for your failure to
20 appear as noticed for deposition on April 25, 2018." (Dkt. No. 43 [emphasis supplied]; *see* responses
21 filed at Dkt. No. 48, 51.)


22 Therefore, DEFENDANT EQUILON ENTERPRISES LLC DBA SHELL OIL PRODUCTS
23 US AND ITS COUNSEL OF RECORD GARY T. LAFAYETTE AND LAFAYETTE
24 &KUMAGAI LLP ARE ORDERED TO SHOW CAUSE why additional monetary sanctions should
25 not be ordered for its knowing failure to comply with this Court's May 15, 2018 Order to pay
26 sanctions to plaintiff. Defendant shall file a response to this Order to Show Cause no later than **June**
27 **6, 2018**. Defendant shall also verify compliance with that portion of the Court's May 15, 2018 Order
28

1 requiring deponents Cameron Curran and Mike Beck to be produced for deposition on June 5 and
2 June 6, respectively. Such written verification shall be filed by **June 6, 2018**.

3 Absent further order, the parties shall appear in person by lead trial counsel. No telephonic
4 appearances will be permitted.

5 **IT IS SO ORDERED.**

6 Date: May 25, 2018


YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT JUDGE